

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ALEXANDER PROPERTIES GROUP, INC.)	
D/B/A LEGACY FARM TOWNHOMES AND)	
CURT MANN AND ANDY ALEXANDER)	
INDIVIDUALLY AND AS OFFICERS OF)	
THE CORPORATION)	
_____)	CASE NO. 2004-00058
)	
VIOLATIONS OF PIPELINE SAFETY)	
STANDARDS KRS 278.992(1))	

O R D E R

On April 26, 2004, the Commission continued generally the scheduled hearing in this matter to permit discussions between Commission Staff and Alexander Properties Group, Inc. ("Alexander Properties") to resolve all outstanding issues. As these discussions have not resolved these issues, the Commission finds that a formal hearing should be scheduled.

The Commission, on its own motion, HEREBY ORDERS that:

1. Alexander Properties, Curt Mann, as President of Alexander Properties, and Andy Alexander, as Chairman of Alexander Properties, shall appear for a formal hearing on December 1, 2004 at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of presenting evidence concerning the alleged violations set forth in the Comprehensive Inspection Report of March 16, 2004, and of showing cause why each

should not be subject to the penalties prescribed in KRS 278.992(1) for these alleged violations.

2. Alexander Properties shall also appear at the time and place indicated above to show cause why the suspended penalty of \$95,000 assessed in Case No. 2000-00534¹ should not become immediately due and payable.

3. A stenographic transcript shall be taken at the hearing.

4. Any motion for continuance of the hearing shall be made only for good cause and sufficiently in advance of the hearing date to allow time for the Commission to rule upon the motion.

5. Any motion requesting an informal conference with Commission Staff to consider matters which would aid in the handling or disposition of this proceeding shall be filed with the Commission no later than 20 days from the date of this Order.

Done at Frankfort, Kentucky, this 22nd day of October, 2004.

By the Commission

ATTEST:


Executive Director

¹ Case No. 2000-00534, Alexander Properties Townhouses: Alleged Violations of Administrative Regulation 807 KAR 5:022 (Ky. PSC April 19, 2001).